



Air Resources Board

State of California

Governor Arnold Schwarzenegger



State Water Resources
Control Board
Arthur Baggett, Jr.
Chairman

February 4, 2005

Public Staff-Level Workshop Regarding Proposed “Guidelines for Determination of Compliance of Enhanced Vapor Recovery Systems with Underground Storage Tank Statutes”

Dear Sir or Madam:

The State Water Resources Control Board (State Water Board) and California Air Resources Board (ARB) staff are holding a workshop to solicit public comments on Proposed “Guidelines for Determination of Compliance of Enhanced Vapor Recovery Systems with Underground Storage Tank Statutes.” A provision of Assembly Bill (AB) 2955 (Statutes 2004, Chapter 649) requires both agencies to certify collaboratively and using available resources, that equipment meeting the Enhanced Vapor Recovery (EVR) regulations also meets the underground storage tank (UST) statutory requirements. The relevant portion of AB 2955 is enclosed. The time and place for the staff-level workshop are as follows:

Date:	Monday, February 28, 2005
Time:	1:00 p.m. ending no later than 4:00 p.m.
Location:	Cal/EPA Headquarters Building ¹ Byron Sher Auditorium 1001 I Street, 2 nd Floor Sacramento, California 95814

Comments are also requested on the draft State Water Board/ARB *Staff Report on Post-Installation Enhanced Leak Detection (ELD) Testing of Phase I Enhanced Vapor Recovery (EVR) Equipment*.

Both the proposed guidelines and draft staff report can be downloaded from the ARB website at <http://www.arb.ca.gov/vapor.htm> or from the State Water Board web page at <http://www.waterboards.ca.gov/ust>. For hard copies of these documents, please

¹ Directions, parking, and visitor check-in information for the Cal/EPA Building can be found on-line at: <http://www.calepa.ca.gov/EPABldg/location.htm>. Please allow at least 15 minutes for check-in, as the building has security requirements.

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contact Ms. Deanna Flanagan at (916) 341-5851 or Ms. Elizabeth Mongar at (916) 327-0900.

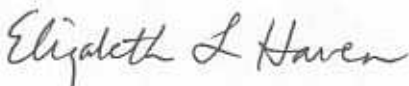
The staff-level workshop agenda will be posted on the ARB and State Water Board website at least one week prior to the workshop. We have requested an audio webcast for this workshop. Final webcast information will be provided on the workshop agenda. The workshop will also be tape-recorded. Speakers may be limited to 5 to 10 minutes based on the number of speakers and expected workshop duration.

Please submit any written comments on both documents by 5:00 pm, February 28, 2005 to either of the contacts listed below. Formal responses to comments will not be issued but general responses to comments received will be posted to the SWRCB and ARB websites by April 15, 2005.

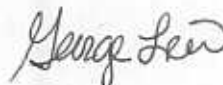
Meeting locations are accessible to persons with disabilities. If you have a disability-related accommodation need, please go to <http://www.arb.ca.gov/html/ada/ada.htm> for assistance or contact the ADA Coordinator at (916) 323-4916. If you are a person who needs assistance in a language other than English, please go to <http://inside.arb.ca.gov/as/eeo/languageaccess.htm> or contact the Bilingual Coordinator at (916) 324-5049.

If you have questions about the workshop or need information, please contact either of Ms. Erin Ragazzi, State Water Board, by phone at (916) 341-5863 or email at eragazzi@waterboards.ca.gov, or Mr. Kevin Mongar, ARB, by phone at (916) 322-2502 or email at kmongar@arb.ca.gov.

Sincerely,



Elizabeth Haven, Manager
Underground Storage Tank Program
Division of Water Quality
State Water Board



George Lew, Chief
Engineering and Certification Branch
Monitoring and Laboratory Division
Air Resources Board

Enclosure

cc: Mr. Don Johnson
California Environmental Protection Agency

Enclosure

SEC. 3. Section 25290.1.2 is added to the Health and Safety Code, to read:

25290.1.2. (a) The board and the State Air Resources Board, under the direction of the California Environmental Protection Agency, shall certify to the best of their knowledge, that the equipment that meets the requirements of Section 94011 of Title 17 of the California Code of Regulations for enhanced vapor recovery systems at gasoline dispensing facilities, as implemented by the State Air Resources Board, also meets the requirements of this chapter. The board and the State Air Resources Board shall make this certification collaboratively, using existing resources.

(b) The board and the State Air Resources Board, under the direction of the California Environmental Protection Agency, when making the certification specified in subdivision (a), shall consult with interested parties, including local implementing agencies, underground storage tank system owners and operators, equipment manufacturers, underground storage tank system installers, and environmental organizations.

(c) The board and the State Air Resources Board shall post the certification and any supporting documentation on their Web sites.

(d) This section shall be implemented by the executive directors of the board and of the State Air Resources Board, or by their designees.